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January 26, 2023

VIA ECF AND EMAIL

Honorable Lynne A. Sitarski
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**RE: Estate of Roile Garcia v. U.S. Xpress, et al.
U.S. District Court, EDPA, Civil Action No.: 2:22-cv-00723-CFK**

Your Honor:

We represent defendants U.S. Xpress, Inc. and Zerrio Winters in this matter. We submit this letter with the consent of all parties.

On December 20, 2022, Your Honor ordered a telephone settlement conference for February 3, 2023. *See* Dkt. 40. On January 12, 2023, the parties jointly requested an extension of all deadlines. *See* Dkt. 41. On January 12, 2023, Judge Kenney granted the motion and extended the deadlines, including a fact discovery deadline of April 17, 2023. *See* Dkt. 43.

The parties do not believe that settlement is a real possibility at this time. Accordingly, the parties jointly request that the telephone settlement conference be adjourned to a date after the fact discovery deadline of April 17, 2023.

Respectfully submitted,

/s/ James A. Wescoe

James A. Wescoe

JAW/mdp

cc: Mr. Gustavo D. Lage, Esquire (via ECF)
Mr. Patrick T. Henigan, Esquire (via ECF)
Ms. Meghan F. Henry, Esquire (via ECF)
Ms. Lindsey E. Ettl, Esquire (via ECF)